IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 12TH MARCH 2007 / 21ST PHALGUNA 1928

Bail Appl..No. 1153 of 2007()

CRIME NO.37/07 OF ALAKODE POLICE STATION

: PETITIONERS/ACCUSED NO.1 & 2

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1. ROSAMMA, D/O. MATHAI, AGED 53 YEARS,
PANTHAPLAKKAL HOUSE, VELLAD P.O.,
VELLAD AMSOM, NADUVIL DESOM, TALIPARAMBA TALUK,
KANNUR DISTRICT.

2. THANKAMMA, D/O. MATHAI, AGED 47 YEARS,
PANTHAPLAKKAL HOUSE, VELLAD P.O.,
VELLAD AMSOM, NADUVIL DESOM, TALIPARAMBA TALUK,
KANNUR DISTRICT.

BY ADV. SRI.V.A.SATHEESH
SRI.V.T.MADHAVANUNNI
SRI.V.JOHN SEBASTIAN RALPH

RESPONDENTS: COMPLAINANT

SUB INSPECTOR OF POLICE,
ALAKODE POLICE STATION, KANNUR DISTRICT.
(CRIME NO.37/07 OF ALAKODE POLICE STATION,
KANNUR DISTRICT.), REPRESENTED BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 12/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1153 OF 2007

Dated this the 12th day of March, 2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioners, who are accused Nos.1 and 2 in Crime No.37/2007 of Alakode Police Station for offences punishable under Secs.324, 342 and 326 read with section 34 I.P.C., seek anticipatory bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

a. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

b. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

c. Petitioners shall not commit any offence while on bail.

d. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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